

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

COSMOKEY SOLUTIONS GMBH & CO.)	
KG,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 18-1477 (JLH) (CJB)
)	
DUO SECURITY, INC. n/k/a DUO)	
SECURITY LLC and CISCO SYSTEMS,)	
INC.,)	
)	
Defendants.)	

DEFENDANTS' MOTION TO EXCLUDE CERTAIN OPINIONS OF DR. ERIC COLE

Pursuant to Fed. R. Evid. 702 and *Daubert*, Defendants Duo Security, Inc., n/k/a Duo Security LLC, and Cisco Systems, Inc. (collectively, "Defendants") move to exclude certain opinions of Plaintiff CosmoKey Solutions GmbH & Co. KG's technical expert, Dr. Eric Cole.

The grounds for this motion are set forth in Defendants' Opening Brief and the accompanying papers filed herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

OF COUNSEL:

/s/ Jennifer Ying

Brian A. Rosenthal
Katherine Dominguez
Allen Kathir
Hyunjong Ryan Jin
Charlie Sim
GIBSON, DUNN & CRUTCHER LLP
200 Park Avenue
New York, NY 10166-0193
(212) 351-4000

Jennifer Ying (#5550)
Travis J. Murray (#6882)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
jying@morrisnichols.com
tmurray@morrisnichols.com

Jaysen S. Chung
Julian Manasse-Boetani
GIBSON, DUNN & CRUTCHER LLP
One Embarcadero Center, Suite 2600
San Francisco, CA 94111-3715
(415) 393-8200

*Attorneys for Defendants Duo Security LLC
f/k/a Duo Security, Inc. and Cisco Systems, Inc.*

Nathaniel R. Scharn
GIBSON, DUNN & CRUTCHER LLP
3161 Michelson Drive, Suite 1200
Irvine, CA 92612-4412
(949) 451-3800

December 20, 2024

RULE 7.1.1 CERTIFICATION

Pursuant to D. Del. LR 7.1.1, counsel for Defendants certifies that counsel for the parties conferred regarding the subject of the foregoing motion, and that Plaintiff opposes the relief sought by this motion.

/s/ Jennifer Ying

Jennifer Ying (#5550)

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[PROPOSED] ORDER

Having reviewed and considered Defendants’ Motion to Exclude Certain Opinions of Dr. Eric Cole under Fed. R. Evid. 702 and *Daubert* (“the Motion”), the related briefing and all arguments thereto:

IT IS HEREBY ORDERED that Defendants’ Motion is hereby GRANTED. Dr. Cole’s technical opinions applying his construction of “authentication function” as “software elements needed to authenticate” are hereby excluded.

SO ORDERED this _____ day of _____, 2025.

J.

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2024, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on December 20, 2024, upon the following in the manner indicated:

David E. Moore, Esquire
Bindu A. Palapura, Esquire
POTTER, ANDERSON & CORROON LLP
Hercules Plaza, 6th Floor
1313 North Market Street
Wilmington, DE 19801
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Scott T. Weingaertner, Esquire
Stefan Mentzer, Esquire
John Padro, Esquire
Matthew Wisnieff, Esquire
Lauren Kuehn Pelletier, Esquire
Timothy Francis Keegan, Esquire
GOODWIN PROCTER LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Farzad Feyzi, Esquire
GOODWIN PROCTER LLP
601 Marshall Street
Redwood City, CA 94063
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

/s/ Jennifer Ying

Jennifer Ying (#5550)